

The Gazette of India

PUBLISHED BY AUTHORITY

No. 48] NEW DELHI, SATURDAY, DECEMBER 8, 1951

PART II—Section 4

Statutory Rules and Orders issued by the Ministry of Defence

MINISTRY OF DEFENCE

New Delhi, the 8th December 1951

S.R.O. 486.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Mathura by reason of the acceptance by the Central Government of the resignation of Captain Jagir Singh.

[No. 3141-C/L&C/51.]

S.R.O. 487.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Captain R. S. Dubey, as a member of the Cantonment Board, Mathura *vice* Captain Jagir Singh, resigned.

[No. 3141-C/L&C/51.]

S.R.O. 488.—The following bye-laws regulating the collection and recovery of taxes on trades, professions and callings in the Barrackpore Cantonment framed by the Cantonment Board, Barrackpore, in exercise of the powers conferred by clause (3) of section 282 and section 283 of the Cantonments Act, 1924 (II of 1924) are hereby published, for general information the same having been previously published, and having been approved and confirmed by the Central Government, as required by sub-section (1) of section 284 of the said Act, namely:—

BYE-LAWS FOR THE REGULATION OF THE COLLECTION AND RECOVERY OF TAXES ON TRADES, PROFESSIONS AND CALLINGS IN THE BARRACK-PORE CANTONMENT.

1. From the information obtained by the Executive Officer under section 103 of the Cantonments Act, 1924, and from other information at its disposal, the Cantonment Board shall cause to be prepared in form "A" appended to these bye-laws, a demand and collection register in which the names of all persons liable to pay the tax shall be entered and shall cause such register to be corrected from time to time as may be required.

2. Unless a person furnishes satisfactory proof to the Executive Officer before the beginning of the year (i.e. first day of April) that he has ceased to carry on his trade, or calling, or to exercise his profession, he shall be liable for the payment of the tax for that year.

3. Every person liable to the payment of the tax shall apply to the Executive Officer, Cantonment Board, Barrackpore, and tender the tax in advance. On receipt of the tax the Executive Officer shall in addition to the usual Official receipt issue a licence in form "A" appended to Bye-laws, showing the name of the person carrying on the trade, or calling or exercising the profession, his address, the description of such trade, profession, or calling and the amount of, and the period for which, the tax is paid.

4. The licence issued under Bye-law No. (3) is not transferable and shall be exhibited at a conspicuous place in the premises occupied by the tax-payer for the purposes of his trade profession or calling, and shall be open to inspection at all hours during the day by the Executive Officer or by any other Officer or servant of the Board authorised by the Executive Officer in this behalf.

5. When a person exercises more than one profession or carries on more than one trade or calling within the limits of the Cantonment whether under the same name or under different names the tax shall be payable for each such profession, trade or dealing provided that the total amount of the tax payable by one person shall not exceed Rs. 50 per annum.

6. Any amount over-paid or illegally realized shall be deducted on application to the Cantonment Board by the person concerned, within one month from the expiry of the period for which the tax has been paid.

7. Any contravention of Bye-law (4) shall be punishable with fine which may extend to one hundred rupees and in the case of a continuing contravention, with an additional fine which may extend to Ten Rupees for every day during which such contravention continues after conviction for the first such contravention.

FORM "A"

Register of taxes on trades, professions and callings in Barrackpore Cantonment for the year.....

Serial No.	Name and address of the tax payer	Particulars of trade, profession or calling	Rate of tax payable per annum	Arrears of previous year	Demand of current year	Total Demand	Collection	No. of receipt & date	Balance	Remarks

FORM "B"

Book No.....
No.Barrackpore Cantonment,
Dated.....19*Licence in payment of taxes for trade, profession or calling.*

(COUNTERFOIL)

Name of tax-payer.....

Father's name.....

Address.....

Particulars of trade/profession/calling.....

Premises occupied by tax-payer for purpose of
trade/profession or calling.....

Period of licence from.....to.....

Amount paid Rs.....under receipt No.....dated.....

Book No.....
No.Barrackpore Cantonment,
Dated.....19*Licence in payment of taxes for trade, profession or calling.*Whereas Shri.....
has paid to the Cantonment Board, Barrackpore the sum of
Rupees.....(in words).....He is permitted to.....
with in the Cantonment of Barrackpore. From.....to.....

Description of Licence.

Name	Father's name	Particulars of trade, profes- sion or calling	Address	Remarks

Cantonment Executive Officer,
Barrackpore.Cantonment Executive Officer,
Barrackpore.

INSTRUCTIONS

1. Licence is not transferable.
2. It shall be exhibited at a conspicuous place in the premises occupied by the tax-payer for the purpose of his trade, profession or calling.
3. It shall be open to inspection at all hours during the day by the Executive Officer, or by any Officer or Servant of the Board authorised by the Executive Officer in this behalf.
4. Any contravention of the above shall be punishable with fine which may extend to one hundred rupees and in the case of a continuing contravention, with an additional fine which may extend to Ten rupees for every day during which such contravention continues after conviction for the first such contravention.

APPENDIX J

CANTONMENT BOARD, BARRACKPORE.

NOTICE

I/We hereby declare that I/We carry on the following trade, professions and callings within Barrackpore Cantonment limits in the year.....In premises No.....situates at.....and that the place of business is valued at Rs.per mensem.

Signature.....

Address.....

Dated.....

NOTE.—(1) The above declaration should be completed and returned to this office within seven days from the date of its receipt.

(2) It is notified that any person who withholds the above information, or gives false information, shall be liable to punishment, under Section 103 of the Cantonments Act, 1924, by a fine which may extend to one hundred rupees.

OFFICE OF THE CANTT. BOARD,
BARRACKPORE.

Cantonment Executive Officer

Dated.....19

To

Shri.....

[No. 12/38/C/L&C/51.]

S.R.O. 489.—Bye-laws for the control and proper regulation of flour mills in Barrackpore Cantonment.

The following bye-laws for the control and proper regulation of flour mills in the Barrackpore Cantonment, made by the Cantonment Board, Barrackpore, in exercise of the powers conferred by clause 17 of section 282 of the Cantonments Act, 1924 (II of 1924) are hereby published for general information, the same having been previously published, approved and confirmed by the Central Government, as required by sub-section (1) of section 284 of the said Act, namely:—

BYE-LAWS FOR THE CONTROL AND PROPER REGULATION OF FLOUR MILLS
IN BARRACKPORE CANTONMENT.

1. In these bye-laws, "flour mill" means any mill manufacturing flour, which is run with the aid of electricity or oil.
2. No new flour mill shall be established except within the areas notified under section 43-A of the Cantonment Act, 1924.
3. No person shall establish or maintain a flour mill except under a licence in the form annexed to these bye-laws issued by the Board.
4. The building or premises in which a flour mill is proposed to be installed shall be:—
 - (i) at a reasonable distance from any place which gives out offensive smell such as latrines and cesspits,

- (ii) a solid structure able to withstand the vibration of the engine, with adequate space for fixing a dynamo or engine in a railed enclosure,
- (iii) paved with concrete or cement, and
- (iv) having 5 feet high cemented walls with a ceilinged roof, properly ventilated and lighted.

5. A flour mill shall be used only for grinding food grains which are properly cleaned.

6. No engine or dynamo of more than 12 H.P. shall be installed. Such machinery shall be fixed on a concrete foundation away from the walls of the building in such a manner that the vibrations and noise of the machine do not affect the building and the residents.

7. In case of machines run by oil, there shall be a chimney of adequate height so fixed as to eliminate the nuisance arising out of smoke to neighbours.

8. A flour mill shall be worked only between the hours of 6 A.M. and 6 P.M. and shall be open for inspection during such period by any officers and servants of the Board who are authorised to make such inspection.

9. The premises, apparatus and the containers used for the purpose of a flour mill, shall be kept scrupulously clean and the personnel working therein shall be inoculated and certified as free from any contagious disease, by the authorised Medical Authority.

10. An application for a licence referred to in bye-law 3 shall be made in writing to the Executive Officer in the form annexed to these bye-laws.

11. A breach of any of these bye-laws shall be punishable with a fine which may extend to fifty rupees and in the case of a continuing contravention, with an additional fine which may extend to five rupees for every day after the first day during which the contravention continues.

12. If the holder of a licence commits a breach of these bye-laws, his licence shall be liable to cancellation by the Executive Officer and shall not be renewed until such time as he has carried out the duties of the Executive Officer, to his satisfaction for the purpose of enforcing these bye-laws.

[12/39/C/L&C/51.]

S.R.O. 490.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Pachmarhi, by reason of the expiry of the term of Captain Ram Chand, a nominated member of the said Board.

[No. 19/11/G/L&C/50/3129-C/51.]

S.R.O. 491.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Captain K. S. Menon, as a member, of the Cantonment Board, Pachmarhi.

[No. 19/11/G/L&C/50/3139-C/51.]

S.R.O. 492.—In exercise of the powers conferred by sub-section (1) of section 7 of the Indian Tolls (Army and Air Force) Act, 1901 (II of 1901), the following amendments, which have been previously published as required by sub-section (3) of the said section, shall be made in the Indian Tolls (Army and Air Force) Rules, 1942, namely:—

1. Throughout the Rules—
 - (a) for the words "His Majesty's Regular Forces", the words "the Regular Army" shall be substituted;
 - (b) for the words "Indian State Forces", the words "Armed Forces maintained by Part B States" shall be substituted;
 - (c) for the words "His Majesty's", the words "the Indian" shall be substituted;
 - (d) for the words "His Majesty", the words "the Government" shall be substituted.
2. Rule 1 shall be renumbered as sub-rule (1) of that rule and after sub-rule (1) as so renumbered, the following sub-rule shall be added, namely:—
 - "(2) They extend to the whole of India."

3. In rule 3—

- (a) in clause (b) of sub-rule (1), for the words and brackets “the Auxiliary Force (India) or of the Indian Territorial Force”, the words “the Territorial Army or of the National Cadet Corps” shall be substituted;
- (b) in sub-clause (ii) of clause (d) of sub-rule (1), for the words and brackets “the Auxiliary Force (India) or the Indian Territorial Force” the words “the Territorial Army or the National Cadet Corps” shall be substituted;
- (c) in sub-rule (2), for the words and brackets “the Auxiliary Force (India); the Indian Territorial Force”, the words “the Territorial Army; the National Cadet Corps” shall be substituted.

4. In the Schedule to the said Rules, in the fourth item under Part I, for the words and brackets “the Auxiliary Force (India) or the Indian Territorial Force”, the words “the Territorial Army or the National Cadet Corps” shall be substituted.

S.R.O. 493.—In exercise of the powers conferred by section 8 of the Army Act, 1950 (XLVI of 1950), the Central Government hereby directs that the following amendment shall be made in the notification of the Government of India in the Ministry of Defence No. S.R.O. 135-A, dated the 22nd July 1950, namely:—

In the table annexed to the said notification, the following entries in the first column under the heading “officers” shall be omitted, namely:—

“The Commandant, Hyderabad State Forces
The Commandant, Mysore State Forces
The Commandant, Travancore-Cochin State Forces.”

a

H. M. PATEL, Secy.

